



45

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of: Peter H. Rogers et al.

Serial No.: 09/842,610

Group No.: 3761

Docket No. 062004-1640

Filed: April 26, 2001

For: **An Apparatus And Method For Implementing Hydro-Acoustic Therapy For The Lungs**

**RESPONSE TO MISSING PARTS NOTICE**

Honorable Commissioner of Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, Filing Date Granted, dated June 19, 2001, please find enclosed:

1. Verified Statement Claiming Small Entity Status;
2. Declaration for Patent Application;
3. A copy of the Notice to File Missing Parts of Application, Filing Date Granted;

and

4. A check in the amount of \$65.00 to cover the additional surcharge fee for filing this Response to the Missing Parts Notice.

The Commissioner is authorized to charge Deposit Account 20-0778 for any deficiencies or credit any over payments.

Respectfully Submitted,

**THOMAS, KAYDEN, HORSTEMEYER  
& RISLEY, L.L.P.**

By:

  
**J. Scott Culpepper, Reg. No. 41,692**

Suite 1750, 100 Galleria Parkway  
Atlanta, Georgia 30339-5948  
(770) 933-9500  
MissingPartsResp

## CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

**Assistant Commissioner for Patents**  
**Box: Missing Parts**  
**Washington, D.C. 20231**

on August 17, 2001.

Sheila Gray  
Sheila Gray

In Re Application Of: Peter H. Rogers et al.

Group No.: 3761

Serial No.: 09/842,610

Docket No. 062004-1640

Filed: April 26, 2001

For: **An Apparatus And Method For Implementing Hydro-Acoustic Therapy For The Lungs**

The following is a list of documents enclosed:

Return Postcard  
Response to Missing Parts  
Copy of Notice of Missing Parts – Filing Date Granted  
Verified Statement Claiming Small Entity Status  
Declaration for Patent Application  
Fee Transmittal  
A check in the amount of \$65.00 to cover the additional surcharge fee

Sector \$



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/842,610	04/26/2001	Peter H. Rogers	062004-1640

CONFIRMATION NO. 8626

## FORMALITIES LETTER



\*OC00000006200079\*

24504  
THOMAS, KAYDEN, HORSTEMEYER & RISLEY, LLP  
100 GALLERIA PARKWAY, NW  
STE 1750  
ATLANTA, GA 30339-5948

Date Mailed: 06/19/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

08/22/2001 NABDI1 00000071 09842610

01 FEB 2005

65.00 DP

*A copy of this notice MUST be returned with the reply.*

THOMAS, KAYDEN,  
HORSTEMEYER & RISLEY, L.L.P.

JUN 22 2001

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE